



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Stephen VESPER  
Application No.: 09/866,793  
Filed: May 30, 2001  
For: METHODS FOR ISOLATING...

Conf. No. 5682

Art Unit: 1645  
Examiner: P.A. DUFFY  
Washington, D.C.  
Atty.'s Docket: VESPER 1  
Date: February 24, 2004

THE COMMISSIONER OF PATENTS AND TRADEMARKS  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, Mail Stop: Non-Fee Amendment  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

Sir:

Transmitted herewith is a ☒ Amendment ☒ attached copy of Petition to Make Special under 37 CFR 1.102 (c) and Verified Statement under 37 CFR 1.102 \_\_\_\_\_ in the above-identified application.

☐ Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

☒ No additional fee is required.

☐ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)		(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA EQUALS
TOTAL	* 7	MINUS	** 20		0
INDEP.	* 3	MINUS	*** 11		0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					

ADDITIONAL FEE TOTAL

SMALL ENTITY	
RATE	ADDITIONAL FEE
x 9	\$
x 42	\$
+ 140	\$
ADDITIONAL FEE TOTAL	

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 18	\$
x 84	\$
+ 280	\$
TOTAL	

OR

OR

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

☐ Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

☐ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

## Small Entity

## Response Filed Within

- ☐ First - \$ 55.00  
☐ Second - \$ 205.00  
☐ Third - \$ 465.00  
☐ Fourth - \$ 725.00

Month After Time Period Set

## Other Than Small Entity

## Response Filed Within

- ☐ First - \$ 110.00  
☐ Second - \$ 410.00  
☐ Third - \$ 930.00  
☐ Fourth - \$ 1450.00

Month After Time Period Set

☐ Less fees (\$ \_\_\_\_\_) already paid for \_\_\_\_ month(s) extension of time on \_\_\_\_\_.

☐ Please charge my Deposit Account No. 02-4035 in the amount of \$ \_\_\_\_\_.

☐ Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ \_\_\_\_\_.


☐ A check in the amount of \$ \_\_\_\_\_ is attached (check no. \_\_\_\_\_).

☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

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By   
Anne M. Koubas  
Registration No. 25,884



UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: VESPER=1

In re Application of:	)	Art Unit: 1645
	)	
Stephen J. VESPER	)	Examiner: Patricia A. DUFFY
	)	
Serial No.: 09/866,793	)	Confirmation No. 5682
	)	
Filed: May 30, 2001	)	Washington D.C.
	)	
For: METHODS FOR ISOLATING	)	February 24, 2004
AND USING FUNGAL	)	
HEMOLYSINS	)	

MAR 01 2004

**REPLY: AMENDMENT AND REMARKS**

Customer Window, Mail Stop  
Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

Sir:

Replying to the Office Action mailed December 19,  
2003, please amend as follows:

**Amendments to the Claims** are reflected in the listing of  
claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.